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| Examiner - F. Ryan Zeender | Daniel J. Hanson                          |  |
| COMPANY:<br>USPTO          | DATE:<br>JANUARY 10, 2005                 |  |
| FAX NUMBER: 703-872-9306   | TOTAL NO. OF PAGES INCLUDING COVER:       |  |
| PHONE NUMBER: 703-308-8351 | sender's reference number<br>1017-002US02 |  |
| RE, Interview Summary      | Application serial number:<br>09/862,993  |  |

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PATENT

PAGE

02/03

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

David E. Dines; I lennis

Customer No.:

28863

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Joseph A. Stone; Mark A.

Tracy

Serial No.:

09/862,993

Examiner:

F. Ryan Zeender

Filed:

May 22, 2001

Group Art Unit:

3627

Examiner:

Docket No.:

1017-002US02

Title:

SALES TRANSACTIONS FOR TRANSFER OF AGRICULTURAL

**PRODUCTS** 

### REQUES FOR RECONSIDERATION IN ERVIEW SUMMARY

Applicant requests reconsideration of the Advisory Action dated December 23, 2004, and prompt allowance of pending claims 24-35. The Advisory Action stated that Applicant's amendment of December 9, 2004, raised new issues.

At the time of Applicant's amundment of December 9, 2004, the only pending rejection of claims 24-35 was based upon 35 U S.C. § 101. The amendment of December 9, 2004, overcame this pending rejection by clarifying that the claims are directed to the technical arts. The Examiner had previously conducted a substantive evaluation of claims 24-35 in view of 35 U.S.C. §§ 102 and 103, and had determined that claims 24-35 recite allowable subject matter. In an Office Action mailed October 22, 2003, the Examiner stated: "Claims 24-35 are allowable over the prior art." Consequently, the amendment of December 9, 2004 did not raise new issues.

On January 10, 2005, the undersigned conducted an interview with Examiner F. Ryan Zeender concerning the above-captioned matter by telephone. The allowability of all pending claims, claims 24-35, was discussed in light of the Advisory Action dated December 23, 2004.

The undersigned reminded the Examiner that, at the time of Applicant's amendment of December 9, 2004, the only pending rejection of claims 24-35 was based upon 35 U.S.C. § 101. The amendment of December 9, 2004, overcame this rejection.

Appl. No. 09/862,993 Req. dated January 10, 2005

The Examiner agreed that Applicant's amendment of December 9, 2004, which amended independent claims 24 and 30, narrowed the pending claims.

The undersigned further reminded the Examiner that the Examiner has previously conducted a substantive evaluation of claims 24-35 in view of 35 U.S.C. §§ 102 and 103, and determined that claims 24-35 recite allowable subject matter. The undersigned further reminded the Examiner of the Office Action mailed October 22, 2003, in which the Examiner stated: "Claims 24-35 are allowable over the prior art."

The Examiner agreed that reconsideration of the Advisory Action was in order, and recommended the Applicant file a document requesting reconsideration.

No exhibits were shown, no demonstrations were conducted and no specific prior art was discussed.

All claims in the above-reference patent application are in condition for allowance. Applicant hereby requests reconsideration of the Advisory Action dated December 23, 2004, and prompt allowance of all pending claims. Please charge any additional fees or credit any overpayment to deposit account number 50-1778. The Examiner is invited to telephone the below-signed attorney to discuss this application.

Date:

10 JANUARY 2005

SHUMAKER & SIEFFERT, P.A. 8425 Seasons Parkway, Suite 105

St. Paul, Minnesota 55125 Telephone: 651.735.1100 Facsimile: 651.735.1102 By:

Name: Daniel J. Hanson

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